

USFK REGULATION 643-1

PERSONAL PROPERTY (643)

**Transactions
Between SOFA
Personnel and
Personnel Entitled
Duty Free Import
Privileges in the
ROK**

04 May 1982

UNCLASSIFIED

LIBRARY REFERENCE SET

*USFK Reg 643-1

HEADQUARTERS
UNITED STATES FORCES KOREA
APO SAN FRANCISCO 96301

REGULATION
NUMBER 643-1

4 May 1982

Personal Property TRANSACTIONS BETWEEN SOFA PERSONNEL AND PERSONNEL ENTITLED DUTY FREE IMPORT PRIVILEGES IN THE REPUBLIC OF KOREA

Supplementation of this regulation by major subordinate commands is not authorized.

1. PURPOSE. This regulation controls and limits the disposal of personal property (e.g., privately owned vehicles, household goods, materials, supplies, equipment) imported into or purchased in the Republic of Korea (ROK) duty free.

2. SCOPE. a. This regulation applies to all military personnel, members of the civilian component, invited contractors, technical representatives, and their dependents who are subject to the provisions of the SOFA. This regulation does not apply to personnel of JUSMAG-K who are subject to a separate international agreement between the US and the ROK.

3. RESPONSIBILITIES. a. Assistant Chief of Staff (ACoFS), J-1 will develop, promulgate, implement and manage a flexible and effective program for the disposition of duty free goods.

b. The Provost Marshal, USFK will maintain records on transactions.

c. Component commanders will:

(1) Insure that all members of their respective commands/organizations are aware of the contents of this regulation.

(2) Insure that appropriate action is taken against those personnel who do not comply with the provisions of this regulation when disposing of duty free goods.

d. Personnel identified in paragraph 2, above, who are entitled to duty free privileges will comply with the contents and procedures of this regulation.

4. DEFINITIONS. a. Duty free goods. Goods which were imported into or purchased in Korea free of duty.

b. Transfer. Surrendering the possessions of, or title to, duty free goods by sale, gift or donation.

5. POLICY. The transfer of duty free goods to another person, organization, agency, or activity authorized duty free import privileges is permitted without special authorization. This type of transfer may be accomplished at any time prior to the seller's or donor's permanent departure from the ROK. Personnel unable to dispose of their POV prior to their permanent departure from the ROK may leave the vehicle provided a power of attorney is duly executed and the recipient thereof is entitled to own or possess the POV under the provisions of USFK Reg 55-71. When the item to be transferred has a serial number or is a controlled exchange item, the transfer will be accomplished by a written instrument signed by both parties and countersigned by either the commander/commissioned officer/civilian supervisor (equivalent grade) of both parties. In the case of a transfer by sale, USFK Form 20 (Bill of Sale), a sample of which is at Appendix A, will be used. The seller will not transfer nor will the buyer take possession of the property until their identities have been verified on the USFK Form 20 by their respective commander/commissioned officer/civilian supervisor (equivalent grade).

6. PROCEDURES. a. General. All documents received in connection with the transfer of items which have a serial number and controlled exchange items will be retained by the seller/donor and presented on demand to responsible officer and/or appropriate law enforcement personnel. Failure to present any requested documents may be considered to be a prima facie violation of this regulation.

b. When items which are specified below are transferred between persons authorized duty free import privileges, all transfer documents required by this regulation will be prepared in four copies and distribution made as follows: original copy goes to the buyer; one copy goes to the seller; and two copies go to Cdr, USFK, ATTN: PMJ-D-CP, APO 96301, within 10 days of the transaction. USFK Form 20 must be countersigned by the commander/commissioned officer/civilian supervisor (equivalent grade) of both the buyer and seller. By countersigning the USFK Form 20 these persons attest to the accuracy of the member's name and address as they appear on the form.

5, major Guide Book (USFK Reg 643-1)

c. Items requiring this procedure are those controlled items (LOAPR/CIPR/HVPR) costing more than \$35 or which have a serial number, all firearms, and POVs.

d. Items not requiring this procedure are those controlled items (LOAPR/CIPR/HVPR) costing not more than \$50 and given as gifts to personnel authorized duty free import privileges. However, it is recommended that a written record (USFK Form 20) of the gift be maintained so that proper disposition of the item(s) can be shown if requested by the unit commander/Responsible Officer (RO) or law enforcement officials.

7. REFERENCES. a. USFK Regulation 27-5 (Legal Services - Individual Conduct).

b. USFK Reg 55-71 (Transportation & Travel - Importation, Purchase and Possession of Privately Owned Vehicles in the ROK).

c. USFK Regulation 60-1 (Exchange Service - Ration Control).

d. USFK Regulation 190-1 (Military Police - Motor Vehicle Traffic Supervision).

e. USFK Regulation 643-2 (Personal Property - Transactions Between SOFA Personnel and Personnel not Entitled to Duty Free Import Privileges in the Republic of Korea).

f. USFK Chief of Staff Memo 18, 16 November 1977, Subject: Gifts.

The proponent agency of this regulation is the Office of the Assistant Chief of Staff, J1. Users are invited to send comments and suggested improvements on DA Form 2028 (Recommended Changes to Publications and Blank Forms) to Cdr, USFK, ATTN: AJ-DM, APO 96301.

FOR THE COMMANDER:

OFFICIAL:

JOSEPH T. PALASTRA, JR.
Major General, USA
Chief of Staff

Jesse C. Heredia
JESSE C. HEREDIA
CPT, AGC
Assistant Adjutant General

1 Appendix

A. USFK Form 20 (Bill of Sale)

DISTRIBUTION:

A and J (J less JUSMAG-K, PPCK)
50 - PMJ
150 - COMAFKOREA, APO 96301
10 - COMNAVFORKOREA, APO 96301
200 - ACofS, J1, ATTN: AJ-DM

BILL OF SALE
Between Persons/Organizations
Authorized Duty Free Import Privileges
(USFK REG 643-1)

25 Jul 82

(Date)

PRIVACY ACT STATEMENT

1. AUTHORITY: Title 10, US Code, Section 3012

2. PRINCIPAL PURPOSE: Form is used to maintain an accurate record of the transfer of duty free items between persons/organizations authorized duty free import privileges, IAW ROK/US SOFA.

3. MANDATORY OR VOLUNTARY DISCLOSURE AND EFFECT ON INDIVIDUAL NOT PROVIDING INFORMATION: Disclosure of requested information is voluntary. An individual who fails to provide requested information will not be guaranteed that Ration Control, Vehicle Registration, and other records used to account for duty free goods will be properly adjusted.

4. This agreement made this 25th day of Jul 19 82 between SFC John Smith hereinafter called the seller and, CW2 Joe Jones hereinafter called the buyer, that for and in consideration in the sum of \$300 the receipt of which is acknowledged, the seller does hereby sell, assign and convey unto the buyer the following items of property:

Quantity	Description (Year, Make, Model, Size, Ser. No.)	Price
1	Sony Color TV, 1978, Serial No. 22345	\$300

In witness whereof the parties have hereunto set their hands this 25th day of July, 19 82.

John Smith
(Seller's Signature)

SFC JOHN SMITH 112-44-5555
(Typed/Printed Name/Grade/SSN)

HHC EUSA APO 96301
(Address to Include APO)

DEROS: Dec 82

I certify that the seller personally appeared before me and that the above identification is correct.

Bob Greene
(Commander/Commissioned Officer/Civilian
Supervisor's (equivalent grade) Signature)

BOB GREENE, CPT INF
(Typed/Printed Name & Grade of Commander/Commissioned
Officer/Civilian Supervisor (equivalent grade))

NOTE: Original to buyer
Copy to seller
Two copies to HQ, USFK, AFIN: PMJ-O-C
(Copy to USFK Vehicle Recorder (for POV sale only))

Joe Jones
(Buyer's Signature)

CW2 JOE JONES 223-55-7777
(Typed/Printed Name/Grade/SSN)

HQ Co USAGY APO 96301
(Address to Include APO)

DEROS: Jul 83

I certify that the buyer personally appeared before me and that the above identification is correct.

George Reynolds
(Commander/Commissioned Officer/Civilian
Supervisor's (equivalent grade) Signature)

GEORGE REYNOLDS, 1LT AR
(Typed/Printed Name & Grade of Commander/Commissioned
Officer/Civilian Supervisor (equivalent grade))

SAMPLE